

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TYRELL MAKESGOOD,

Defendant.

**4:12CB3006**

**ORDER**

Regarding the citation issued to Defendant on July 16, 2012, (a copy of which is attached), on September 6, 2012, the court granted the government's motion to reduce the fine to \$250.00 (order attached). Defendant was given until November 1, 2012 to pay the fine. To date, no payment has been received from the defendant. Accordingly,

IT IS ORDERED:

- 1) Defendant is ordered to appear at 1:30 p.m. on April 6, 2017 before the undersigned magistrate judge in Courtroom 2, United States Courthouse and Federal Building, 100 Centennial Mall North, Lincoln, Nebraska to show cause why a warrant should not be issued for the defendant's arrest for failure to pay the violation.
- 2) If defendant chooses to pay the violation in full in lieu of an appearance, he may do so by contacting the Central Violations Bureau at 1-800-827-2982 for the current balance and payment instructions. Payment information may also be found on their website at [www.cvb@uscourts.gov](http://www.cvb@uscourts.gov).
- 3) Defendant, defense counsel (if any), and counsel for the government shall attend the hearing.

- 4) The government shall serve this order on Defendant and shall file a certificate of service identifying the manner and date of such service.

February 28, 2017.

BY THE COURT:

s/ Cheryl R. Zwart

United States Magistrate Judge

**U.S. Fish and Wildlife Service  
United States District Court  
Violation Notice**

CVB Location Code

NE17

Violation Number <b>W 0909928</b>	Officer Name (Print) <b>Bowser</b>	Officer No. <b>6187</b>
YOU ARE CHARGED WITH THE FOLLOWING VIOLATION		
Date and Time of Offense (mm/dd/yyyy) <b>7/16/2012 5:48pm</b>	Offense Charged <input checked="" type="checkbox"/> CFR <input type="checkbox"/> USC <input type="checkbox"/> State Code <b>50 CFR 27.82b2</b>	
Place of Offense <b>Fort Niobrara NWR</b>		

Offense Description

Possession of a controlled substance

DEFENDANT INFORMATION		Phone: (609) 856-5167
Last Name <b>Makes Good</b>	First Name <b>Tyrell</b>	M.I.
Street Address <b>PO Box 1528 1348 W Hwy 18</b>		
City <b>MISSION</b>	State <b>SD</b>	Zip Code <b>57501</b>
Date of Birth (mm/dd/yyyy) <b>11/18/1981</b>	Social Security No. <b>504-17-2579</b>	
Drivers License No. <b>None</b>	D.L. State <b>—</b>	
<input checked="" type="checkbox"/> Adult <input type="checkbox"/> Juvenile	Sex <input type="checkbox"/> Male <input type="checkbox"/> Female	Hair <b>BRN</b>
		Eyes <b>BRN</b>
		Height <b>5'11"</b>
		Weight <b>178</b>

## VEHICLE DESCRIPTION VIN:

Tag No. <b>67B-L90</b>	State <b>SD</b>	Year <b>01</b>	Make/Model <b>Chrysler</b>	Color <b>Tan</b>
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A ☐ IF BOX A IS CHECKED, YOU MUST APPEAR IN COURT. SEE INSTRUCTIONS (on back of yellow copy).  
B ☒ IF BOX B IS CHECKED, YOU MUST PAY AMOUNT INDICATED BELOW OR APPEAR IN COURT. SEE INSTRUCTIONS (on back of yellow copy).

\$ **500** Forfeiture Amount  
+ \$25 Processing Fee

PAY THIS AMOUNT → \$ **525** Total Collateral Due

## YOUR COURT DATE

(If no court appearance date is shown, you will be notified of your appearance date by mail.)

Court Address	Date (mm/dd/yyyy)
	Time (hh:mm)

My signature signifies that I have received a copy of this violation notice. It is not an admission of guilt. I promise to appear for the hearing at the time and place indicated or pay the total collateral due.

X Defendant Signature

Original - CVB Copy

FWS Form 3-219, Rev. 7/05

**STATEMENT OF PROBABLE CAUSE**  
(For issuance of an arrest warrant or summons)

I state that on \_\_\_\_\_, 20\_\_\_\_ while exercising my duties as a law enforcement officer in the \_\_\_\_\_ District of \_\_\_\_\_

see attachment

The foregoing statement is based upon:

- ☒ my personal observation ☐ my personal investigation  
☐ information supplied to me from my fellow officer's observation  
☐ other (explain above)

I declare under penalty of perjury that the information which I have set forth above and on the face of this violation notice is true and correct to the best of my knowledge.

Executed on: **07/17/2012** **[Signature]**  
Date (mm/dd/yyyy) Officer's Signature

Probable cause has been stated for the issuance of a warrant.

Executed on: \_\_\_\_\_  
Date (mm/dd/yyyy) U.S. Magistrate Judge

NE17

Notice of Violation W0909928  
STATEMENT OF PROBABLE CAUSE  
(For issuance of a warrant or summons)

I state that on July 16, 2012 while exercising my duties as a law enforcement officer in the judicial district of Nebraska

At approximately 5:11 pm, while on patrol of Ft Niobrara National Wildlife Refuge, while walking the Fort Falls trail Federal Wildlife Officer(FWO) Bowser observed three individuals walking towards him. As one member of the group passed FWO Bowser detected the strong smell of marijuana. FWO Bowser stopped and identified him as Tyrell MAKES GOOD. FWO Bowser told MAKES GOOD that he could smell the marijuana. FWO Bowser asked him to give him the marijuana. MAKES GOOD pulled one marijuana joint from the elastic band on the top of his shorts. FWO Bowser seized the joint.

FWO Bowser issued a Violation Notice for violation of 50 CFR 27.82(b)(2)-possession of a controlled substance.

The foregoing statement is based on:

☒ my personal observation

☒ my personal investigation

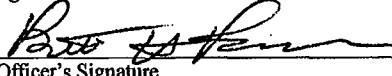
Information supplied to me from my fellow officer's observation

Other (explain above)

I declare that under penalty of perjury that the information which I have set forth above and on the face of this violation notice is true and correct to the best of my knowledge.

Executed on:

07/17/2012  
Date (mm/dd/yyyy)

  
Officer's Signature

Probable cause has been stated for the issuance of a warrant.

Executed on:

Date (mm/dd/yyyy)

U.S. Magistrate Judge

07/27/2012

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

FILED  
U. S. DISTRICT COURT  
DISTRICT OF NEBRASKA  
2012 SEP -6 PM 4:30

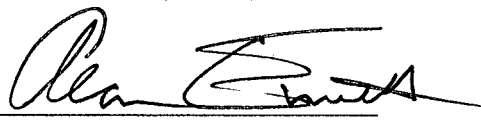
UNITED STATES OF AMERICA,	)	4:12CB3006
	)	VIOLATION NO. W 0909928
Plaintiff,	)	
v.	)	
	)	
TYRELL MAKESGOOD,	)	MOTION AND ORDER TO
	)	REDUCE FINE
Defendant.	)	

Comes now, the undersigned, after consultation with Federal Wildlife Officer Brett Bowser, the government moves this Court for an order reducing the fine to \$250.00.

Respectfully Submitted,

UNITED STATES OF AMERICA


By: DEBORAH R. GILG  
United States Attorney  
District of Nebraska

And:   
ALAN L. EVERETT #15387  
Assistant U. S. Attorney

**ORDER**

IT IS SO ORDERED this 6<sup>th</sup> day of September, 2012.

BY THE COURT:

  
CHERYL R. ZWART  
United States Magistrate Judge